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**OFFICE OF PETITIONS**

In re Application of	:	
Bharat I. Chaudhary, et al.	:	
Application No. 10/583,294	:	ON PETITION
Filed: June 16, 2006	:	
Attorney Docket No. 64075 US	:	

This is a decision on the petition under 37 CFR 1.137(b), filed January 7, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed, July 2, 2007, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on October 3, 2007. The Notice of Abandonment was mailed January 11, 2008.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment; (2) the petition fee of \$1,540; and (3) an adequate statement of unintentional delay.

An extension of time under 37 CFR 1.136 must be filed prior to the expiration of the maximum extendable period for reply. See *In re Application of S.*, 8 USPQ2d 1630, 1631 (Comm'r Pats. 1988). Since the \$1,050 extension of time fee submitted with the petition on January 7, 2008 was subsequent to the maximum extendable period for reply, this fee is unnecessary and will be credited to petitioner's deposit account.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries concerning this decision should be directed to Terri Williams at (571) 272-2991.

The application file is being referred to Technology Center AU 1796 for appropriate action on the concurrently filed amendment.

A handwritten signature in black ink, appearing to read "Chris Bottorff". The signature is stylized with a large, looped initial "C" and a distinct "A" at the end.

Chris Bottorff  
Petitions Examiner  
Office of Petitions

cc:    **The Dow Chemical Co.**  
          **2030 Dow Center**  
          **Midland, MI 48674**